

# RECORD OF PROCEEDINGS

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## MINUTES OF THE SPECIAL MEETING OF THE BOARD OF DIRECTORS

OF THE

THOMPSON CROSSING METROPOLITAN DISTRICT NO. 6

Held: Friday, February 7, 2014, at 9:00 a.m., at 4908 Tower Road, Denver, Colorado 80249.

**Attendance:**

A special meeting of the Board of Directors of the Thompson Crossing Metropolitan District No. 6 was scheduled in compliance with the laws of the State of Colorado, with the following directors in attendance:

Chad Ellington  
Jerry Jacobs  
Bruce Rau  
Jeff Carlson

Charles Leder was absent (*absence excused*)

Also present were: Jennifer L. Ivey, Icenogle Seaver Pogue, P.C. John Cheney, Oakwood Homes LLC, and Kevin Collins, CliftonLarsonAllen LLP

**Call to Order:**

Director Ellington, noting the presence of a quorum, called to order the regular meeting of the Board of Directors of the Thompson Crossing Metropolitan District No. 6.

**Disclosure Matters:**

Ms. Ivey then advised the Board that pursuant to Colorado law, certain disclosures by the Board members may be required prior to taking official action at the meeting. The Board then reviewed the agenda for the meeting, following which each Board member confirmed the contents of any written disclosures previously made, stating the fact and summary nature of any matters, as required under Colorado law, to permit official action to be taken at the meeting. Additionally, the Board determined that the participation of the members present was necessary to obtain a quorum or otherwise enable the Board to act.

Director Ellington disclosed his interests and association with HC Development and Management Services, Inc. and Oakwood Homes,

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LLC. This disclosure is associated with approval of items on the agenda that may affect his interests.

Director Jacobs disclosed his interests and association with HC Development and Management Services, Inc. and Oakwood Homes, LLC. This disclosure is associated with approval of items on the agenda that may affect his interests.

Director Rau disclosed his interests and association with Oakwood Homes, LLC. This disclosure is associated with approval of items on the agenda that may affect his interests.

Director Carlson disclosed his interests and association with HC Development and Management Services, Inc. and Oakwood Homes, LLC. This disclosure is associated with approval of items on the agenda that may affect his interests.

Written disclosures of these interests had been filed with the Secretary of State and the Board prior to the meeting.

### Legal Matters – Petition for Inclusion:

Director Ellington opened the public hearing on the petition for inclusion of property into the boundaries of the District. No public comments were received. Director Ellington then closed the public hearing on the petition for inclusion of property into the boundaries of the District. Director Rau presented a request from the petitioner, MREC Colorado Land Investments, LLC, to remove Lot 2, Robbins Minor Land Division #05-S2485, County of Larimer, State of Colorado, from the petition for inclusion and proceed with the inclusion of the remaining lots. Ms. Ivey advised the Board that pursuant to Section 31-1-401(1)(b), C.R.S., there shall be no withdrawal from a petition after publication of notice by the Board without the consent of the Board and that pursuant to Section 32-1-401(1)(c)(1), C.R.S. the Board may grant a petition for inclusion in whole or in part. After discussion, upon motion of Director Ellington and second of Director Rau, the Board unanimously consented to the removal of the above-described parcel from the petition for inclusion and approved the resolution approving the inclusion, as amended by the removal of the above-described parcel.

### Legal Matters – Discuss Master IGA and O&M: Obligations:

Ms. Ivey advised the Board that the property included into the boundaries of the District would be subject to the terms of the Master IGA which provides for a pledge from the District to

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District No. 3 for operations and maintenance. No action was taken.

Legal Matters –  
Affirmation of Posting  
Location:

Ms. Ivey advised that pursuant to Section 24-6-402(2)(c), C.R.S. at the first meeting of the year the Board shall designate the posting place for meeting notice for purposes of the Colorado Opening Meetings Law. Upon motion, second and unanimous vote, the Board affirmed the posting location as set forth in the 2014 Annual Administrative Resolution it previously adopted.

Financial Matters – Mill  
Levy:

Mr. Collins advised that his office has been in contact with the County Assessor regarding including the newly included property on the tax rolls for 2014 but has not received a response to date.

Other Business:

None.

Adjournment:

There being no further business to come before the Board, and upon motion, second and unanimous vote, the meeting was adjourned.

  
Secretary of the Meeting